

1058

MS PETITION
PATENT
2786-0191P

IN THE U.S. PATENT AND TRADEMARK OFFICE

FEB 20 2004

Applicant: Luba Cohen Conf.: 9933
Appl. No.: 09/955,933 Group: 1651
Filed: September 20, 2001 Examiner: WARE, DEBORAH
For: LICORICE EXTRACT FOR USE AS A MEDICAMENT

PETITION TO WITHDRAW ABANDONMENT
SINCE REPLY WAS TIMELY FILED

MS PETITION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

February 4, 2004

Sir:

In response to the Notice of Abandonment mailed January 28, 2004, which issued in connection with the above-identified application, this is a Petition to withdraw the "abandonment status" of the present application, since a Reply was timely filed on October 2, 2003. As evidence of the fact that a Reply was timely filed, enclosed herewith are the following:

- a copy of the Reply filed October 2, 2003; and
- a copy of the postcard receipt which was date-stamped on October 2, 2003.

It is requested that the abandonment status of the present application be immediately removed so that prosecution may resume with full consideration and entry into the record of the timely filed Reply.

Appl. No. 09/955,933

If the U.S. Patent Examiner has any questions regarding the above matters, please contact Applicants' representative, Craig A. McRobbie, at the phone number listed below.


It is submitted that no fees are required for filing this Petition, since the error occurred because of a mistake on the part of the U.S. Patent and Trademark Office.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

 #12.874

Marc S. Weiner, #32,181

MSW/CAM/gh
2786-0191P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachments: Copy of Reply
Copy of postcard receipt

(Rev. 09/30/03)